

FILED
Clerk
District Court

JUN - 5 2008

For The Northern Mariana Islands
By _____
(Deputy Clerk)

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN MARIANA ISLANDS

UNITED STATES OF AMERICA,) Criminal No. 08-00014

Plaintiff)

) NOTICE OF
v.) ORDER DENYING
() MOTION FOR BILL OF
) PARTICULARS

GREGGORY SABLON KALEN,)
LAWRENCE KALEN, and)
MANUEL ALDAN SABLON,)

Defendants)

THIS MATTER came before the court on Thursday, June 5, 2008, for hearing
of several motions, including defendant Manuel Aldan Sablon's motion for a bill of
particulars, in which all defendants joined. The other motions have been resolved by
agreement of the parties or will be the subject of a separate order. Plaintiff appeared

1 by and through its attorney, Assistant U.S. Attorney Eric O'Malley, defendant
2 Greggory Sablan Kalen appeared personally and by and through his attorney, F.
3 Matthew Smith; defendant Lawrence Kalen appeared personally and by and through
4 his attorney, Bruce Berline; and, defendant Manuel Aldan Sablan appeared personally
5 and by and through his attorney, David Banes.

7 THE COURT, having considered the written and oral arguments of the
8 parties, denied the motion from the bench. An indictment need only inform a
9 defendant of the charges against him and an indictment that tracks the language of
10 the charging statute is usually sufficient. *United States v. Johnson*, 804 F.2d 1078, 1084
11 (9th Cir. 1986). The indictment here states the crime allegedly committed, the dates
12 during and the place in which it was allegedly committed, and the illegal substance
13 allegedly involved. This is sufficient to place defendants on notice; discovery will
14 undoubtedly supply more specific information. Accordingly,

18 The motion for a bill of particulars was denied.

19 DATED this 5th day of June, 2008.

23 
24 ALEX R. MUNSON
25 Judge